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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	ATTORNEY DOCKET NO. CONFIRMATION NO.		
09/812,639	03/20/2001	Michael R. Levine	LVN-08602/03 1113			
7:	590 05/10/2005	EXAMINER				
Gifford, Krass, Groh 280 N. Old Woodward Ave., Suite 400			KALINOWSKI, ALEXANDER G			
Birmingham, N	-		ART UNIT	PAPER NUMBER		
-			3626	· · · · · ·		

DATE MAILED: 05/10/2005

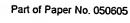
Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action Before the Filing of an Appeal Brief

Application No.		Applicant(s)		
09/8	12,639 LEVINE, MICHAEL R.		R.	
Exar	miner	Art Unit		
Alexa	ander Kalinowski	3626		

	Alexander	Kalinowski	3626	
The MAILING DATE of this communication appe	ars on the	cover sheet with the d	correspondence add	ress
THE REPLY FILED <u>21 April 2005</u> FAILS TO PLACE THIS APF	LICATION	IN CONDITION FOR A	LLOWANCE.	
 The reply was filed after a final rejection, but prior to or of this application, applicant must timely file one of the folloplaces the application in condition for allowance; (2) a No. (3) a Request for Continued Examination (RCE) in completion following time periods: 	n the same wing replies otice of App	day as filing a Notice o (1) an amendment, a eal (with appeal fee) in	f Appeal. To avoid at ffidavit, or other evide compliance with 37 (ence, which CFR 41.31; or
a) The period for reply expires 3 months from the mailing date of	the final rejec	tion.		
b) The period for reply expires on: (1) the mailing date of this Advievent, however, will the statutory period for reply expire later the Examiner Note: If box 1 is checked, check either box (a) or (b). MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f)	an SIX MONT ONLY CHEC).	HS from the mailing date of K BOX (b) WHEN THE FI	f the final rejection. RST REPLY WAS FILE	D WITHIN TWO
Extensions of time may be obtained under 37 CFR 1.136(a). The date on been filed is the date for purposes of determining the period of extension a CFR 1.17(a) is calculated from: (1) the expiration date of the shortened sta above, if checked. Any reply received by the Office later than three months earned patent term adjustment. See 37 CFR 1.704(b). NOTICE OF APPEAL	nd the corresp tutory period t	conding amount of the fee. for reply originally set in the	The appropriate extension final Office action; or (2)	on fee under 37 as set forth in (b)
 The Notice of Appeal was filed on A brief in compof filing the Notice of Appeal (37 CFR 41.37(a)), or any estimate a Notice of Appeal has been filed, any reply must be AMENDMENTS 	xtension the	reof (37 CFR 41.37(e))), to avoid dismissal o	of the appeal.
 The proposed amendment(s) filed after a final rejection, (a) They raise new issues that would require further co 	nsideration	the date of filing a brie and/or search (see NO	f, will <u>not</u> be entered TE below);	because
 (b) ☐ They raise the issue of new matter (see NOTE belo (c) ☐ They are not deemed to place the application in bet appeal; and/or 	,.	appeal by materially re	educing or simplifying	the issues for
(d) They present additional claims without canceling a	•	•	jected claims.	
NOTE: <u>See Continuation Sheet</u> . (See 37 CFR 1.1				
4. The amendments are not in compliance with 37 CFR 1.1		ached Notice of Non-Co	ompliant Amendment	(PTOL-324).
5. Applicant's reply has overcome the following rejection(s) 6. Newly proposed or amended claim(s) would be a			Attack to the first of the state of the stat	
 Newly proposed or amended claim(s) would be a the non-allowable claim(s). 	llowable if s	ubmitted in a separate	, timely filed amendm	ient canceling
 For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is pro The status of the claim(s) is (or will be) as follows: 	⊠ will not vided below	be entered, or b) worden	ill be entered and an	explanation of
Claim(s) allowed:				
Claim(s) objected to: Claim(s) rejected: <u>2, 3, and 5-11</u> . Claim(s) withdrawn from consideration:				
AFFIDAVIT OR OTHER EVIDENCE				
 The affidavit or other evidence filed after a final action, be because applicant failed to provide a showing of good an and was not earlier presented. See 37 CFR 1.116(e). 	it before or d sufficient	on the date of filing a N reasons why the affida	lotice of Appeal will <u>n</u> vit or other evidence i	ot be entered s necessary
9. The affidavit or other evidence filed after the date of filing entered because the affidavit or other evidence failed to o showing a good and sufficient reasons why it is necessar	vercome all	rejections under appea	al and/or appellant fa	ils to provide a
10. The affidavit or other evidence is entered. An explanation REQUEST FOR RECONSIDERATION/OTHER				
11. \square The request for reconsideration has been considered bu	t does NOT	place the application is	n condition for allowa	nce because:
12. Note the attached Information Disclosure Statement(s). 13. Other:	(PTO/SB/08	3 or PTO-1449) Paper I	No(s)	boul.
			Alexander Kalinow	ski

Primary Examiner Art Unit: 3626



Continuation of 3. NOTE: Applicant's proposed amendment to the claims includes the proposed feature in the independent claims of discounted fees for services for heathcare users contracting with an intermediary where such fees are disclounted relative to fees charged by healthcare providers to other parties. Applicant's proposed amendment narrows the scope of the independent claims therefore requirring further consideration and/or a search.